

TRANSCRIPT OF PROCEEDINGS BEFORE  
THE SENATE OF THE STATE OF TEXAS  
EIGHTY-SECOND LEGISLATURE  
(COMMITTEE OF THE WHOLE SENATE)  
AUSTIN, TEXAS

IN RE:

CONSIDERATION OF  
SENATE BILL 14

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COMMITTEE OF THE WHOLE SENATE  
TUESDAY, JANUARY 25, 2011

BE IT REMEMBERED THAT AT 8:05 a.m., on Tuesday, the 25th day of January 2011, the above-entitled matter continued at the Texas State Capitol, Senate Chamber, Austin, Texas, before the Committee of the Whole Senate. The following proceedings were reported by Aloma J. Kennedy, Lorrie A. Schnoor and Kim Pence, Certified Shorthand Reporters.

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1           SEN. WENTWORTH: And then you found a new  
2 location on Pat Booker Road out near Randolph Air Force  
3 Base, and my constituents are very pleased with that  
4 improvement and were grateful that that improvement has  
5 been made.

6           MS. DAVIO: Thank you so much.

7           SEN. WENTWORTH: Thank you.

8           MS. DAVIO: I appreciate that. It's nice  
9 to hear a good story.

10          SEN. WENTWORTH: You bet.

11          CHAIRMAN DUNCAN: Thank you, Senator  
12 Wentworth.

13          Are there any other questions of the  
14 resource witness?

15          (No response)

16          CHAIRMAN DUNCAN: All right. Thank you  
17 very much, Ms. Davio.

18          MS. DAVIO: Uh-huh.

19          CHAIRMAN DUNCAN: All right. The Chair  
20 calls Ann McGeehan, Secretary of State's Office. If  
21 you'll state your name and who you represent, please.

22          TESTIMONY BY ANN MCGEEHAN

23          MS. MCGEEHAN: Ann McGeehan, and I'm  
24 Director of Elections in the Texas Secretary of State's  
25 Office.



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1 CHAIRMAN DUNCAN: All right. Thank you,  
2 Ms. McGeehan.

3 The Chair recognizes Senator Davis.

4 QUESTIONS FROM SENATE FLOOR

5 SEN. DAVIS: Hello. Good evening. Thank  
6 you so much for being here with us to provide answers  
7 for our questions. I know you've had a long day.

8 I just want to ask you a few questions  
9 about the current state of voter education as its taking  
10 place today in the Secretary of State's Office. Can you  
11 describe for us the use of the HAVA funds and how those  
12 are currently being used today?

13 MS. MCGEEHAN: We received -- when  
14 Congress passed the Help America Vote Act, the state of  
15 Texas received a set amount of funds. And pursuant to  
16 the Help America Vote Act, there are certain purpose  
17 areas that we can use those funds for, and one of the  
18 purpose areas is voter education. So since two -- we  
19 have conducted three statewide education -- voter  
20 education programs, one in 2006, one in 2008 and one in  
21 2010 using those federal dollars. And they have been --  
22 we've worked with a public education firm to do  
23 research, and then they develop creative material. We  
24 run PSAs on TV, radio. In this last cycle, 2010, we  
25 used the Internet quite a bit as well.

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1 SEN. DAVIS: And how many people do you  
2 think you reach through your voter education efforts  
3 right now? And how much have each of those cycles of  
4 voter education effort cost?

5 MS. MCGEEHAN: The average cost is about  
6 \$3 million for each one, around that amount. As far as  
7 the number of people we've touched through the campaign,  
8 we do have some reports on that. I don't have that  
9 number at my fingertip, but we have a report for each  
10 one of the voter education campaigns that talks a little  
11 bit about the effectiveness and how many people saw the  
12 media spots and things of that nature.

13 SEN. DAVIS: And are the Help America Vote  
14 Act funds funds that are continually given to the state  
15 from the federal government, or was it a one-time  
16 disbursement that's been used over the course of those  
17 three cycles?

18 MS. MCGEEHAN: It was authorized in that  
19 one bill. We've received it in about three or four  
20 separate payments. We don't contemplate that we're  
21 going to be receiving any more.

22 SEN. DAVIS: And what was the total amount  
23 that was given to Texas?

24 MS. MCGEEHAN: Let me grab that. The  
25 total amount for all the purpose areas is \$224,092,477.



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1 SEN. DAVIS: That's the amount that was  
2 given to the state of Texas?

3 MS. MCGEEHAN: Yes.

4 SEN. DAVIS: Okay. And so of that amount,  
5 how much have we spent so far?

6 MS. MCGEEHAN: Let's see here. We -- I  
7 think we have spent \$177,798,488.

8 SEN. DAVIS: Okay. And you described  
9 spending about \$3 million over the last three two-year  
10 cycles. How have we spent the balance of that?

11 MS. MCGEEHAN: Well, I mean, the bulk of  
12 the money or about half of the money went to counties to  
13 obtain HAVA compliant voting systems, electronic voting  
14 systems that made -- that complied with HAVA and allowed  
15 disabled voters to vote independently. So let's see.  
16 \$140 million went to the counties for that purpose.

17 The other program areas are for developing  
18 a statewide voter registration system. We've spent  
19 25 million on that. And then as far as the  
20 administrative expenses, we've spent about 2.8 million  
21 on that. For voter education, we've spent 9.5 million  
22 so far.

23 SEN. DAVIS: And what are the -- setting  
24 aside the requirements of the bill that's being  
25 introduced today, what are the intended plans for the

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1 balance of that money? Were this bill not to come  
2 forward to your department, what would the intended use  
3 for those funds be?

4 MS. MCGEEHAN: I can't speak necessarily  
5 for, you know, exactly what would be done in the next  
6 general election cycle, but I would contemplate we would  
7 do another statewide voter education program in 2012,  
8 and if funds remained in 2014.

9 SEN. DAVIS: Is there a plan for ongoing  
10 capital expenditures as you talked about, which was the  
11 use of the bulk of the funds that we've received so far?

12 MS. MCGEEHAN: Yeah. There are --  
13 there's 24 -- roughly \$24 million left in the -- in the  
14 purpose area for grants to counties to obtain voting  
15 equipment.

16 SEN. DAVIS: Okay. And so after you take  
17 out that 24 million, what will the balance be that  
18 remains for voter education efforts?

19 MS. MCGEEHAN: Well, that's -- that's  
20 already frozen as far as the -- in order to draw down  
21 those funds, the state had to submit a state plan. We  
22 had to meet with stakeholders, publish in the Register  
23 and submit it to the Election Assistance Commission.  
24 And so pursuant to that state plan, we had to define how  
25 we were going to spend the money, and so these -- the



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1 budget that I discussed is following that state plan.

2 SEN. DAVIS: Okay. And under that state  
3 plan right now, what portion of funding remains for  
4 voter education?

5 MS. MCGEEHAN: For voter -- okay. And  
6 actually to be more precise, what the -- the purpose  
7 area for voter education is for voter education and also  
8 for election official and poll worker training; that's  
9 grouped. And the amount remaining is between 5 and  
10 \$7 million.

11 SEN. DAVIS: Okay. And that is expected  
12 to extend us or to take us through the next how many  
13 years under that plan?

14 MS. MCGEEHAN: It will -- again, it's  
15 going to depend how extensive our next few voter  
16 education programs are because that's what the bulk of  
17 the money has been spent on, voter education programs.  
18 The average is about 3 million. So I guess the hope  
19 might be for at least two other statewide voter  
20 education programs.

21 SEN. DAVIS: Okay. And I'm sure you've  
22 seen the fiscal note that was a part of this bill. And  
23 by the way, I think it would be very helpful if you  
24 would enter that state plan into the record as an  
25 exhibit for our further use.

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1 I'm sure you've seen the fiscal note that  
2 came as a part of this bill in terms of the expected  
3 expenditures. Part of that note talks about a fiscal  
4 impact that's related to researching and developing ways  
5 to inform the public of the new ID requirements. That's  
6 \$.5 million expenditure, an additional cost of  
7 1.5 million for media advertisements, television, radio,  
8 print and Internet. That's specifically to educate  
9 voters about the new requirements under this bill.

10 What will go undone that's currently in  
11 the state plan -- if we take 2 million of the 5 million  
12 remaining, what will go undone that's currently in the  
13 state plan in terms of voter education effort?

14 MS. MCGEEHAN: I don't know that I have an  
15 exact answer to that. If we're able to incorporate the  
16 new voter ID requirements that would be required by this  
17 bill into a voter education program, then maybe we  
18 wouldn't need 2 million just for the voter ID. We could  
19 parlay that into the -- basically the voter education  
20 campaigns that we've done or the voter education  
21 programs have been to educate voters on the basic rights  
22 on how to vote, what you need to vote. So it may not be  
23 such an extension to incorporate these new requirements  
24 for voter ID, or they may. I mean, depending on the  
25 research that we get back from stakeholders and whatnot,



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1 but it's hard for me to say today exactly how much that  
2 may take away from future voter education efforts.

3 SEN. DAVIS: When was the last time in the  
4 state of Texas we made any changes of significance to  
5 the voter rules?

6 MS. MCGEEHAN: Probably the -- when we had  
7 to implement the federal Help America Vote Act. That's  
8 when provisional voting became a requirement. There  
9 were significant changes to voter registration as to  
10 what's required to become a registered voter, and that's  
11 why we have these HAVA dollars for voter education.

12 SEN. DAVIS: And that began in '06.  
13 Correct?

14 MS. MCGEEHAN: Correct.

15 SEN. DAVIS: Okay. In '06, the Texas  
16 voter registration application form changed in  
17 accordance with those requirements, it's my  
18 understanding, and that's when we began to collect this  
19 data that requested a driver's license number or a  
20 social security number. Is that's correct?

21 MS. MCGEEHAN: That's correct.

22 SEN. DAVIS: Okay. So we have data, I  
23 guess, only from '06, and that would -- would that only  
24 be then for new registrants from '06? If I had already  
25 registered to vote prior to that, you wouldn't have that

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1 information from me.

2 MS. MCGEEHAN: That's right.

3 SEN. DAVIS: Correct?

4 MS. MCGEEHAN: That's right. It was  
5 voluntary before. So we have some TDLs and SSN numbers  
6 from -- but it wasn't required until 2006.

7 SEN. DAVIS: So we've been able to gather  
8 that information from that point in time for people who  
9 are newly registering to vote in the state of Texas. Of  
10 that group, how many people or what percentage of people  
11 are answering one or both of those questions in response  
12 to No. 8 versus signing the attestation clause in  
13 Section No. 9?

14 MS. MCGEEHAN: Are you asking the number  
15 of --

16 SEN. DAVIS: Let me -- let me break it  
17 down better.

18 MS. MCGEEHAN: Okay.. Okay.

19 SEN. DAVIS: So under Question No. 8, what  
20 percentage of people currently, who are requesting a  
21 voter registration card, who are filling out the  
22 application starting in '06 with this new form, what  
23 percentage of people are providing their Texas driver's  
24 license in response to the questions on the application?

25 MS. MCGEEHAN: Okay. I don't have the



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1 percent number, but the actual number is 2.3 million  
2 since 2006. Since January 1, 2006 through December 31,  
3 2010, 2.3 million, when they registered, provided their  
4 driver's license number.

5 SEN. DAVIS: What's the total number of  
6 applications in that time period?

7 MS. MCGEEHAN: And the total number -- I  
8 think it's going to be just under 3 million, and I'm  
9 doing math on the fly. I might have to -- I'd prefer to  
10 give that --

11 SEN. DAVIS: Can you provide that  
12 information --

13 MS. MCGEEHAN: Yes.

14 SEN. DAVIS: -- to us?

15 MS. MCGEEHAN: Yes.

16 SEN. DAVIS: That would be appreciated.

17 So what's the number of people who are not  
18 filling out either the driver's license number or the  
19 social security number in Section 8 but instead are  
20 going to Section 9 and signing the attestation clause of  
21 Section 9?

22 MS. MCGEEHAN: And that's the attestation  
23 clause saying they have not been issued either form of  
24 ID?

25 SEN. DAVIS: (Nodded)

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1 MS. MCGEEHAN: Yeah, that number is  
2 34,506.

3 SEN. DAVIS: Okay. Do we have any -- any  
4 estimate of the number of people who are currently  
5 registered today? If we've only been gathering that  
6 information since 2006, do we have any kind of an  
7 estimate of the number of people who are currently  
8 registered to vote today who do not have a driver's  
9 license number to provide?

10 MS. MCGEEHAN: Well, if we -- if we look  
11 at our entire statewide file, we have 5.2 million voters  
12 that did provide a driver's license number or an ID  
13 number. We have 2.1 million voters that present -- that  
14 provided a social security number. 4 million of them  
15 provided both. And then the numbers that have  
16 neither -- or the voters that hadn't provided either one  
17 is 690,887. So it doesn't necessarily mean that those  
18 people haven't been issued, but they didn't -- either  
19 they don't have those numbers or they registered before  
20 it was required, and so they didn't provide them when  
21 they registered if it was pre-2006.

22 SEN. DAVIS: But the question wasn't  
23 asked. It was -- I guess as you said, you could  
24 voluntarily provide that information prior to '06.

25 MS. MCGEEHAN: Well, it was asked, but it



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1 was optional. It was on the form.

2 SEN. DAVIS: Uh-huh. Okay. So we really  
3 don't know how many of that group were answering the  
4 question voluntarily because they have the number versus  
5 those who were not answering it, not because they chose  
6 to, but because they did have their driver's license  
7 number?

8 MS. MCGEEHAN: Yes, you are correct.  
9 That's right.

10 SEN. DAVIS: So when we're putting  
11 together an estimate of what the cost to educate our  
12 voters is going to be and when we think about how  
13 significant the changes are that are addressed in this  
14 bill, what's your -- what's your process been to try to  
15 determine how many people will be impacted and what that  
16 voter education is going to need to look like?

17 MS. MCGEEHAN: Well, we -- I mean, to be  
18 very honest, we haven't done much planning yet. We  
19 prepared this fiscal note on Friday. That would be  
20 obviously a very important component is trying to  
21 identify who the appropriate audiences are, who you need  
22 to get the information out to.

23 Senator Williams had approached us earlier  
24 today to see if we could do some comparisons to try and  
25 further focus in on who those registered voters are that

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1 don't have -- or have not been issued a driver's license  
2 or a personal ID number. So we're trying to run some of  
3 those numbers right now.

4 SEN. DAVIS: I guess a confusion for me is  
5 how we came up with the \$2 million fiscal note for that  
6 and yet we don't really know, as you said a moment ago  
7 we don't really know how many people will be impacted by  
8 it and what that statewide voter education effort is  
9 going to need to look like. So where did the \$2 million  
10 number come from?

11 MS. MCGEEHAN: Well, the \$2 million number  
12 came from the way the bill is written because the bill  
13 simply says "a statewide voter education effort." So  
14 there's not too much detail in the bill as to what's  
15 required. Our assumption is that our previous voter  
16 education programs might be the model, and they've been  
17 around 3 million. And plus, we also noticed that last  
18 session the Senate put a \$2 million fiscal note on it.  
19 So we thought, well, maybe that's some representation of  
20 legislative intent as to what an appropriate voter  
21 education program might cost, but --

22 SEN. DAVIS: So we've had voter education  
23 efforts in the past that have cost about \$3 million each  
24 time we've engaged in the voter education effort. We're  
25 talking today about making some sweeping changes to



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1 what's required in order to vote in the state of Texas.  
2 Why is the number to educate -- on such a sweeping  
3 change for what will likely be a much larger group of  
4 impacted people in the state of Texas, why is that  
5 number so much lower than the \$3 million number that's  
6 currently being spent for voter education?

7 MS. MCGEEHAN: Well, if the -- if a  
8 \$2 million program is added into an existing \$3 million  
9 program, then you've got a \$5 million program. I mean,  
10 our voter education under HAVA is directed to all  
11 registered voters. And so, you know, a new voter -- a  
12 new photo ID requirement would also need to be directed  
13 to all registered voters because it's a change for all  
14 voters.

15 SEN. DAVIS: So we're talking about -- I'm  
16 sorry to interrupt you. We're talking a \$2 million  
17 addition to the \$3 million that was already intended for  
18 voter education in this next two-year cycle.

19 MS. MCGEEHAN: Possibly, possibly. I  
20 mean, we -- you know, we've got a communications  
21 director that would have some input on that. This  
22 fiscal note represented what we thought might be a  
23 reasonable fiscal note. If we have, you know,  
24 legislative direction to take it a different way or do  
25 additional outreach, that's fine. But based on the way

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1 the bill was written and based on the fiscal note filed  
2 last time, we thought that was a reasonable number.

3 SEN. DAVIS: So let's say we spend about a  
4 total of \$5 million in the next two years with our  
5 intended voter education effort that's already been  
6 planned and with an additional cost for educating on the  
7 requirements of this proposed new law. That's about the  
8 balance of the voter education fund right now. Is that  
9 correct?

10 MS. MCGEEHAN: Well, it's about -- we've  
11 spent 9 million. I think the balance -- yeah, the  
12 balance is between 5 and 7 million. That's correct.

13 SEN. DAVIS: Okay. So that will take us  
14 through about what -- how long of a period of time will  
15 that take us through?

16 MS. MCGEEHAN: If we used 5 million to do  
17 a voter -- a general voter education plan and then  
18 another 2 million to do a detailed photo -- photo  
19 identification plan, that might -- that might use it up.

20 SEN. DAVIS: And if it uses it up, what  
21 will we do in future years to educate our voters about  
22 these requirements?

23 MS. MCGEEHAN: Well, frankly -- I mean,  
24 state law has never appropriated state funds to educate  
25 voters. So, you know, these federal funds have been



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1 really nice to have them to do that. We never had that  
2 kind of funding before. So if there's a desire to do  
3 voter education programs of this -- of this type, then  
4 we would need state appropriation.

5 SEN. DAVIS: So these federal funds will  
6 take us basically through a one-time voter education  
7 drive on the requirements of this new law, but it's not  
8 going to take us further than that?

9 MS. MCGEEHAN: Not if we use it all,  
10 not -- it could possibly use up the remainder of the  
11 voter education funds.

12 SEN. DAVIS: Okay. So we've talked about  
13 the voter education. Talk to us a little bit about the  
14 costs of training the poll workers and the registrars.

15 MS. MCGEEHAN: We currently have several  
16 training programs for -- well, we have training programs  
17 for the county election officials and then other  
18 training programs for the poll workers. We have an  
19 online training program. We have a video. We have  
20 handbooks. So we would have to update all of those --  
21 all those different formats of training.

22 SEN. DAVIS: And what's the anticipated  
23 costs for updating all those forms of training?

24 MS. MCGEEHAN: We don't usually put a  
25 fiscal note when there's a change in state law and we

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1 have to change and update training like that because at  
2 least it's always been considered that is part of our  
3 mandate in election administration. So when we get  
4 appropriation under the election administration  
5 umbrella, our statutory mandate is to train and assist  
6 election authorities.

7 SEN. DAVIS: And what's happened to  
8 your -- your budget, not only in this current biennium  
9 that we're in, but the proposed budget going forward?

10 MS. MCGEEHAN: We're still digesting that  
11 as far as on the House side. I don't know about the  
12 Senate side yet. But on the House side, I believe we  
13 took about a 14.5 percent budget reduction on the  
14 House -- HB 1 bill.

15 SEN. DAVIS: So we're talking about a  
16 fairly dramatic budget cut for your agency while at the  
17 same time we are talking about adding some very  
18 significant requirements in terms of the changes that  
19 you would need to make to your training programs and  
20 materials for purposes of educating election workers and  
21 county administrators on the new rules that would be  
22 implemented in this bill?

23 MS. MCGEEHAN: That's correct.

24 SEN. DAVIS: And there's no fiscal note  
25 currently estimated for what that cost might be?



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1 MS. MCGEEHAN: It's my understanding that  
2 when we've been asked to prepare fiscal notes for these  
3 kinds of issues, we have not added a fiscal impact for  
4 something that's already a statutory duty. As we  
5 analyze HB 1, maybe we're going to have to revise that,  
6 but at least our standing policy was if it was a  
7 statutory duty that we're already charged to do, that we  
8 don't put an additional fiscal note on it.

9 SEN. DAVIS: Are you concerned that you're  
10 going to find yourselves fairly flatfooted in terms of  
11 not being prepared with the resources that you need, to  
12 train election workers and to train county  
13 administrators on the requirements of this new law  
14 facing the budget cuts that you're facing without a  
15 fiscal note that's going to add resources to your  
16 department for purposes of carrying out these  
17 requirements?

18 MS. MCGEEHAN: I think all state agencies  
19 in the state have concerns about providing the services  
20 they are charged to provide in light of significant  
21 budget cuts. But on the issue of training, the analysis  
22 was that that was not going to cost anything additional  
23 as to what we've already been appropriated.

24 SEN. DAVIS: And do you agree with that,  
25 that it's not going to cost anything additional for your

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1 agency to provide the training for the significant  
2 changes in the law that will be imposed if this bill is  
3 passed into law?

4 MS. MCGEEHAN: Well, after every session,  
5 we have to change all our materials. And, you know,  
6 maybe I can talk to our fiscal officer and maybe we'll  
7 start putting in fiscal notes for these kinds of things,  
8 but it has been our policy not to add a fiscal note for  
9 something we're currently doing under state law and  
10 funded for.

11 SEN. DAVIS: And so the change in  
12 materials is all that would occur? If I'm an election  
13 worker in the state of Texas and I'm facing some pretty  
14 significant changes -- and I have to tell you I've read  
15 this bill numerous times, and I'm still confused in  
16 terms of what it would require of me as an election  
17 worker. Is that the only costs that we assume will be  
18 incurred, is the cost of the change of the material?  
19 Isn't there some training -- active training that has to  
20 occur to be able to make sure that the election workers  
21 and the county administrators who are tasked with  
22 carrying out this new law will understand exactly what's  
23 expected of them in terms of its implementation?

24 MS. MCGEEHAN: We do -- we do, I think,  
25 pretty extensive training right now. I mean, in an odd



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1 numbered year, we hold four seminars, and we have very  
2 good attendance from our county election officials. So  
3 I would be certain that our August county election  
4 official seminar will be heavily -- if this passes will  
5 heavily emphasize these new rules.

6 To go back to the federal funds, which we  
7 know are limited, the grant for voter education also  
8 includes election official training and poll worker  
9 training. So if there are any remaining HAVA dollars in  
10 that category that we don't use on voter education, we  
11 could perhaps use to additional -- to develop additional  
12 training materials.

13 SEN. DAVIS: Yes, and we talked about that  
14 a moment ago, and you did state on the record that that  
15 category of 5 to \$7 million that's remaining is the  
16 entirety of the federal resource that you have available  
17 to you right now, both for voter education and for  
18 training purposes. And we've also talked about the fact  
19 that the expectation and the demand on that particular  
20 fund for public education is going to take the  
21 significant balance that remains there. Correct?

22 MS. MCGEEHAN: Right. Well, just to be  
23 clear, the remaining balance in the HAVA is all we have  
24 for voter education, but there are some state funds -- I  
25 don't think it's a lot -- but that would go towards

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1 updating handbooks and video and things likes that that  
2 we normally produce as training materials.

3 SEN. DAVIS: When the Help America Vote  
4 Act was implemented and in '06, as you said, that was  
5 the first significant change that's been made or it's  
6 the most recent significant change that's been made in  
7 election laws in the state of Texas in terms of the  
8 requirements of your agency and the training of your  
9 agency, did the costs that your agency realize as a  
10 result of the training component for HAVA increase as a  
11 result of those new requirements?

12 MS. MCGEEHAN: We -- what we did do was  
13 develop an online training component. So we used a  
14 portion of the HAVA dollars to develop an online  
15 training component, which was in addition to our other  
16 training. I could get -- I don't know the cost of that,  
17 but I could get you the cost.

18 SEN. DAVIS: It would be a helpful number  
19 to have.

20 There's also a discussion in terms of the  
21 fiscal note on this bill, including a coordinated voter  
22 registration drive or other activities that would be  
23 designed to expand voter registration. What would the  
24 costs of such a registration drive be? It's on Page 2  
25 of the fiscal note.



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1 MS. MCGEEHAN: Okay. I think that what  
2 that is referring to is that at the end of Senate  
3 Bill 14, there's a reference that says county voter  
4 registrars can use Chapter 19 funds to defray costs in  
5 conducting a voter registration drive. But I don't see  
6 anything -- and I may have missed it -- but I don't see  
7 anything in Senate Bill 14 that requires a voter  
8 registration drive. I think it's -- what that section  
9 in the bill is doing is trying to make clear that these  
10 funds, which are -- go to county voter registrars to  
11 enhance voter registration could be used to do voter  
12 registration drives, but I don't see anything that  
13 requires a voter registration drive in Senate Bill 14.

14 SEN. DAVIS: What resources currently are  
15 expected of our local governments in carrying out the  
16 training and the public awareness programs under our  
17 election code.

18 MS. MCGEEHAN: The -- there's no state law  
19 requirement to do voter education by the county  
20 officials. Most of them do it as a public service  
21 because they want to, but there's not a mandate under  
22 state law to do that.

23 Under Senate Bill 14, there's required  
24 training of poll workers on the new photo ID  
25 requirements. And I may have missed part of your

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1 question.

2 SEN. DAVIS: And that required training is  
3 to be done at the county level. It's expected that the  
4 county will fulfill that requirement through their own  
5 resources?

6 MS. MCGEEHAN: Well, they are required to  
7 use the Secretary of State materials. I think that the  
8 election code gives them discretion as to how they  
9 implement it and how they conduct their training.

10 SEN. DAVIS: So it's foreseeable that at  
11 the county level increased costs will be realized as a  
12 consequence of the expectations of this bill?

13 MS. MCGEEHAN: Most counties conduct  
14 training today. So they would just be incorporating  
15 another component into their training program.  
16 Depending on how they handled it would impact how  
17 significant the fiscal impact would be in that county.

18 SEN. DAVIS: If I'm a voter today and I  
19 want to go to the bill itself in terms of making sure I  
20 understand what would be expected of me under today's  
21 rules versus under the rules of the new bill, if I'm a  
22 voter today and I come in to vote and I don't have my  
23 voter registration card, instead I have an ID, I have a  
24 state issued ID, I have a valid driver's license, and my  
25 driver's license shows a different name than is

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1 currently on the roll because I've married or I've  
2 divorced, how is that situation handled today?

3 MS. MCGEEHAN: State law doesn't directly  
4 address it. So I think that as a practical matter  
5 what's happening is the poll workers are making judgment  
6 calls as they qualify those voters for voting.

7 SEN. DAVIS: But they are not being given  
8 guidance or rules or requirements in terms of how they  
9 are to deal with that situation today?

10 MS. MCGEEHAN: No.

11 SEN. DAVIS: It's within their discretion?

12 MS. MCGEEHAN: At this point. I mean,  
13 state law is silent on it, and our office has not issued  
14 any guidance on it. So we're hearing a lot about that  
15 today. That's definitely something we'll probably need  
16 to look into, but right now there is no rule or statute  
17 on that issue.

18 SEN. DAVIS: Okay. And today if I go to  
19 vote and my identification that I use for purposes of  
20 voting has a different address on it than is listed on  
21 the precinct roll, I think it's the interpretation today  
22 under 2004 Secretary of State opinion that I am asked  
23 for my correct address, and I am to be believed if I say  
24 that my address is the address that's on the precinct  
25 list as opposed to what might be on my ID?